

**Senate State & Local Government
Committee Amendment**

AMENDMENT NO. _____

Signature of Sponsor

AMEND Senate Bill No. 2791*

House Bill No. 3051

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all language after the enacting clause and by substituting instead the following:

Section 1. (a) Notwithstanding any other provision of the civil service law to the contrary, the commissioner of personnel, where practical and reasonable, may waive the competitive process used for filling positions under the civil service law on behalf of any career service employee of the public service commission, hereinafter the PSC, who had been employed by the PSC for more than six (6) months on December 31, 1995, and who is not transferred to the department of safety, the department of transportation, the comptroller of the treasury or to the Tennessee regulatory authority pursuant to Chapter 305 of the Public Acts of 1995. Each such employee on whose behalf a waiver has been granted shall be eligible for appointment to another state position without regard to the competitive process once the commissioner of personnel has determined that the employee is reasonably qualified for that position, provided that no incumbent shall be displaced as a result of this action.

(b) The commissioner shall grant no more waivers under the authority of this section than the number of employees of the PSC who are not transferred pursuant to Chapter 305 of the Public Acts of 1995.

(c) If an employee fails to accept an offer of employment by the department of personnel within thirty (30) days after the receipt of that offer by certified mail, his or her name shall be removed from the list of employees who may be placed pursuant to this section.

(d) Employees placed under the provisions of this section shall be subject to all civil service laws, rules and regulations.

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Section 2. This act shall take effect upon becoming a law, the public welfare
requiring it, and shall be repealed on December 31, 1996.